GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Chittoor District – Sri T. Murali Kumar, Deputy Tahsildar (now retired) – Departmental proceedings initiated under Rule 20 of APCS (CCA) Rules, 1991 - Article of Charges issued - Explanation submitted - Enquiry Officer appointed - Enquiry report submitted -Enquiry report communicated – explanation submitted – Show cause notice under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 - Further explanation submitted - Further action dropped – Orders – Issued.

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REVENUE (VIG.III.2) DEPARTMENT

G.O.RT.No. 844 **Dated: 27-10-2020.**

Read the following:-

1. From the CCLA, AP, Vijayawada, Ref.No.VSI(3)/551/2017, Dt.06.12.2017.
2. Govt.Memo.No.18022/1/2018-Vig.III(2), Dt:06.07.2018.
3. From the District Collector, Chittoor Roc A2/852/2017, Dt: 08.05.2019.
4. Govt.Memo.No.18022/1/2018-Vig.III(2), Rev(Vig.III) Dept, Dt:19.03.2020.
5. Representation dt:15.06.2020 of Sri T. Murali Kumar, Deputy Tahsildar (Retired), Tirupathi, Chittoor District.
6. Govt.Memo.No.18022/1/2018-Vig.III(1), Rev(Vig.III) Dept Dated:27.07.2020.
7. Further explanation Dt:07.09.2020 of Sri T.Murali Kumar, Deputy Tahsildar (Retd), Chittoor District.

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ORDER:

Whereas, in the reference 1st read above, it was brought to the notice of the Government by the Chief Commissioner that the following Charge has been framed against Sri T. Murali Kumar, Deputy Tahsildar (now retired) for his unauthorized absence from duty.

Charge:

That he being a responsible Government Servant, while promoted as Tahsildar and allotted to Chittoor District at Vigilance & Enforcement Department on deputation basis, absented for duty from 10.01.2014 to till date without prior permission/applying for leave, there by caused much inconvenience to the administration. This shows his gross negligence in discharging his legitimate duties. Thus he has violated Rule 3 (1) (2) (3) of A.P.C.S.Conduct Rules.

2. Further, the individual has submitted his explanation denying the above charge. The District Revenue Officer, Chittoor was appointed as Inquiry Officer to enquire into the charges framed vide Progs.Roc A2/852/2017, dt.13.08.2018, of the District Collector. The Inquiry Officer has submitted the enquiry report with his findings stating that 'as already one type of punishment imposed upon him i.e., cancellation of his promotion as Tahsildar for his absence from duty, the charge framed against Sri T.Murali Kumar, Deputy Tahsildar Retired is partly proved for his absence for duty from 10.01.2014 in view of the medical certificates produced by him regarding the treatment taken by his family members'. Therefore, the District Collector has submitted the enquiry report to the Government for taking further necessary action since the individual is retired from Service and as the Government alone are competent to conclude the disciplinary proceedings under A.P.Revised Pension Rules, 1980, vide the reference 3rd read above.

3. And whereas, the inquiry report was communicated to the Charged Officer Sri T. Murali Kumar, Deputy Tahsildar (now retired), under Rule 21(2) of Andhra Pradesh Civil Services (CC&A) Rules 1991 r/w Rule 9 of the APRP Rules, 1980 to submit a further explanation, vide the memo 4th read above.

(Contd…2)

4. And whereas, Sri T.Murali Kumar, Deputy Tahsildar (Retired) in his representation dt:15.06.2020 has submitted his further explanation on the enquiry report reiterating his earlier contentions. He has also submitted that the Inquiry officer has perused all the representations, medical certificates/reports, medical bills and other records etc of his family members and understood his pathetic conditions. But, without considering his explanation in true spirit, the Enquiry Officer has given finding that he should take prior permission or apply for leave to the higher authorities. Finally, he has requested that duly considering all the aforesaid circumstances explained above, the disciplinary action initiated and charge framed against him may be dropped and renders justice to him.

5. And whereas, after careful examination of the Enquiry report and the explanation of Sri T.Murali Kumar, Deputy Tahsildar (now retired), it has been provisionally decided to impose a penalty of " two per cent (2 %) cut in his monthly pension for a period of one year" against Sri T. Murali Kumar, Deputy Tahsildar (now retired) for the charge held partly proved, in terms of Rule 9 of A.P. Revised Pension Rules, 1980. Accordingly, he was directed to show cause as to why the proposed penalty of "2 % cut in pension for a period of one year" should not be imposed upon him for the irregularity committed, within a period of ten (10) days from the date of receipt of this show cause notice, failing which, it will be construed that he has no explanation to offer and further action will be taken based on the material available on record and as per relevant Rules, vide the reference 6th read above.

6. In the reference 7th read above, Sri T.Murali Kumar, Deputy Tahsildar (Retd), has submitted his explanation to the Show Cause Notice, reiterating his earlier contentions and stated that he suffered a lot for all these days and experienced very hardship in maintaining his self and other members of his family in these days. He has been given one punishment of reverting from Tahsildar cadre to Dy.Tahsildar cadre, hence requested that duly considering his explanation in sympathetic way and on humanitarian grounds, to drop further action on humanitarian grounds.

7. Government after careful examination of the matter, by taking a lenient view, have decided to drop further action against Sri T.Murali Kumar, Deputy Tahsildar (Retd) on humanitarian grounds. Accordingly, hereby order to drop further action against T.Murali Kumar, Deputy Tahsildar (Retd) on humanitarian grounds.

8. The Chief Commissioner of Land Administration, A.P., Vijayawada/ the District Collector, Chittoor shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri T. Murali Kumar, Deputy Tahsildar (now retired) through the District Collector, Chittoor.
The Chief Commissioner of Land Administration, Andhra Pradesh, Vijayawada.
The Collector & District Magistrate, Chittoor.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER